



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of)
) FOR: DYNAMIC GRAPHIC USER
BROUAUX, ALEXANDRE MARC) INTERFACE
JACQUES)
) Group
Serial No.: 09/633,296) Art Unit: 2674
)
Filed: SEPTEMBER 15, 2000	

LETTER IN RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

RECEIVED

DEC 1 7 2002

OFFICE OF PETITIONS

Dear Sir:

Commissioner for Patents

Washington, D.C. 20231

Box Missing Part

In response to the Notice to File Missing Parts of Application - Filing Date Granted, which was mailed by the Office on November 13, 2000, enclosed are the following:

 	January 1	0, 2001	
	(Mailing	Date)	
<i></i>	Kathleen L	. Connell	^
 call the	istered Re	resentative)	$\overline{\mathbb{Q}}$
	(Sigr(a)	ure)	

[MPABBROU01.A10]



- 1. A check in the amount of \$65 small entity for the surcharge fee
- 2. Office's copy of Form PTO-1533 as required;
- 3. Executed Declaration/Power of Attorney; and
- 4. Return postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-4070. A duplicate copy of this letter is enclosed.

Respectfully submitted,

Dated: Mcm 10, 20

By:

KATHLEEN L. CONNELL

Attorney for Applicant Registration No. 45,344

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OFFICE OF PETITIONS

BROWN MARTIN HALLER & McCLAIN LLP 1660 Union Street San Diego, California 92101

Telephone: (619) 238-0999 Facsimile: (619) 238-0062

Docket No.: 8058-PA01



COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/663,296

09/15/2000

Alexander Marc Jacques Brouaux

8058-PA01

Edward C Schewe Brown Martin Haller & McClain LLP 1660 Union Street San Diego, CA 92101



Date Mailed: 11/13/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$65.



A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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OFFICE OF PETITIONS

09/663,296 - Exhibit 1

11/12/00



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Se	earch resul	ts for application	number: 09/633,296
Application Filing Date:	08-03-2000	Class / Sub-Class:	477/096.000
Issue Date of Patent:	01-15-2002	Location:	PUBS - CERTIFICATES OF COR BRANCH, PK3-922
Examiner Name:	WRIGHT, DIRK		Patented Case
Group Art Unit:	3681	Attorney Docket Number:	192348US2RE
Earliest Publication No:	 _	Patent Number:	RE37,513
Earliest Publication Date:	I_	Customer Number:	-
Confirmation Number:	2375		

Continuity Data

Web Patent Database

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Payment Window:

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Maintenance Fees Available: Mon-Fri 5:30 AM to Midnight, Sat-Sun-Hol. 7:30 AM to 8:00 I

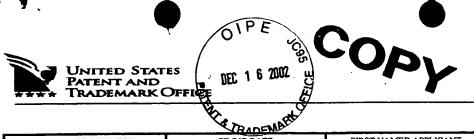


		File Contents History
Number	Date	Contents Description
29	08-15-2002	Post Issue Communication - Certificate of Correction
28	01-15-2002	Recordation of Patent Grant Mailed
27	09-07-2001	Workflow - File Sent to Contractor
26	12-28-2001	Weekly Patent Issue Receipt
24	12-03-2001	Receipt into Pubs
23	11-29-2001	Application Is Considered Ready for Issue
22	07-30-2001	Mailroom Date of Issue Fee Payment
21	08-03-2000	Workflow - Drawings Finished
20	08-03-2000	Workflow - Drawings Matched with File at Contractor
19	11-19-2001	Receipt into Pubs
18	07-31-2001	Issue Fee Payment Recorded
17	07-31-2001	Receipt into Pubs
16	05-15-2001	Mail N tice of Allowance
15	05-15-2001	Notice of Allowance Data Verificati n Completed
14	05-04-2001	Notice of All wability
13	04-20-2001	Submission f Original Patent Grant
12	04-20-2001	Request for Extension of Time - Granted
11	02-09-2001	Mail Ex Parte Quayle Action (PTOL - 326)

10	02-08-2001	Ex Parte Quayle Action
9	01-12-2001	Miscellane us Incoming Letter
8	08-03-2000	Information Disclosure Statement (IDS) Filed
7	11-03-2000	Information Disclosure Statement (IDS) Filed
6	12-18-2000	Case Docketed to Examiner in GAU
5	08-29-2000	Application Dispatched from OIPE
4	08-28-2000	Application Scanned
3	09-19-2000	Notice of Reissue Published in Official Gazette
2	08-23-2000	Correspondence Address Change
1	08-03-2000	Initial Exam Team nn

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Commissioner for Patents Washington, DC 20231 www.uspto.gov

APPLICATION NUMBER

FILING DATE

FIRST NAMED APPLICANT

ATTY. DOCKET NO/TITLE

09/663,296

09/15/2000

Alexander Marc Jacques
Brouaux

21685-06149

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NOV 2 2 2002

FENWICK & WEST LLP

CONFIRMATION NO. 2686
ABANDONMENT/TERMINATION
LETTER

OC000000009116693

Date Mailed: 11/18/2002

Y AO

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 11/13/2000.

· No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(I); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

PTO/SB/01 (12/97)
A, wed for use through 09/30/00. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Inder the Paperwork Reduction Act	Q 1995, 65 pecs	ons are required	to respond to a c	ollection of infe	ormation	unless it displa	ys a valid O	MB control number	
7	y	Attorney Doo		8058-PA0					
. DE	C 1 6 2002	Hirst Named	Inventor	Brouaux.	Nexand	re Marc Jac	aues		
DECLARATION	R	COMPLETE	IF KNOWN	<u> </u>					
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As a below named Inventor, I hereby declare that:									
My residence, post office ad		•	ted below next to	o my name.					
I believe I am the original, fill listed below) of the subject i	rst and sole inve matter which is o	ntor (if only one i laimed and for v	name is listed bo which a patent is	elow) or an ori	ginal, firs e inventio	t and joint inve n entitled:	entor (if plur	al names are	_
	(1)	Dynai	mic Graphic Use	er Interface					
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the specification of which			*,						
is attached hereto									
OR									٠
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Application Number	09/633,296	and w	as amended on	(MWDD/YYY	n			(if applicable.)	
I hereby state that I have revi amendment specifically refer		stand the conter	nts of the above	identified spec	cification,	including the	claims, as a	amended by any	
I acknowledge the duty to dis	sclose informatio	n which is mate	rial to patentabili	ity as defined i	in Title 3	7 Code of Fede	eral Regulat	ions, §1.56.	
I hereby claim foreign priority certificate, or §365(a) of any and have also identified below having a filing date before that	PCT internations w, by checking to	al application whose box, any forei	ich designated a gn application fo	at least one co	untry oth	er than the Un	ited States	of America, listed	below
Prior Foreign Application Numbers	Country		Foreign Filing			Priority Claimed	Certified C YE	Copy Attached? S NO	
Additional foreign applica	tion numbers are	e listed on a sup	plemental priorit	y data sheet f	TO/SB/	02B attached h	nereto:		·
I hereby claim the benefit unde	r Title 35, United	States Code §	119(e) of any U	nited States p	rovisiona	application(s)	listed belov	w	
Application Number(s)	Filing	Date (MM/DD/Y	m)						
60/153,993	09/15	/1999			•	• •		are listed on a	4
L	supplemental priority data sheet PTO/SB/02B attached hereto (Page 1 of 2)								

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I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s), or §365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior Unite d States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.											
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SAN DIEGO	Sta	te					<u></u>				
UȘA	Tele	ephone		(619)	238-0999 Fax			Fax	(6	19) 238	-0062
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Connell BROWN MARTIN HALLER & 1660 UNION STREET SAN DIEGO State USA Telephone Il statements made herein of my on the three statements were made with under Section 1001 of Title 18 of ant issued thereon. FIRST INVENTOR: Il middle [If any]) Les VENTOR: Iniddle [If any])	Infit under Title 35, United States Code § 120 of States of America, listed below and, insofar a PCT International application in the manner in it in the prior application and the national or PCT parent Number of the prior application and the national or PCT parent Number or PCT international application numbers are thereby appoint the following registered pracected therewith. Registered practitioner(s) in Registration Number 23,088 27,795 24,536 BROWN MARTIN HALLER & McCLAIN 1660 UNION STREET SAN DIEGO State USA Telephone It statements made herein of my own knowled these statements were made with the knowled thereon. It statements made herein of my own knowled these statements were made with the knowled statements were made with the knowledge of the United in Issued thereon. FIRST INVENTOR: A petition in Montigny less are also Montigny State 2 Rue des Arvernes, 78180 Montigny State VENTOR: A petition in State State State	fit under Title 35, United States Code § 120 of any United States of America, listed below and, insofar as the subcrition of the prior application in the manner provided the prior application and the national or PCT international application and the national or PCT international or PCT international application numbers are listed or hereby appoint the following registered practitioner(s) eacted therewith. Registered practitioner(s) name/regional states are listed or hereby appoint the following registered practitioner(s) eacted therewith. Registered practitioner(s) name/regional states are listed or hereby appoint the following registered practitioner(s) eacted therewith. 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Registration Number Registration Number Registration Number Name 23,088 27,795 24,536 Rathleen L. Connell BROWN MARTIN HALLER & McCLAIN LLP 1660 UNION STREET SAN DIEGO State CALIFORNIA (619) 238-0999 It statements made herein of my own knowledge are true and that all statements made or it it hese statements were made with the knowledge that willful false statements and the fill of the United States Code and that such willful false statements and the fill of the United States Code and that such willful false statements and the fill of the United States Code and that such willful false statements and the fill of the United States Code and that such willful false statements and the fill of the United States Code and that such willful false statements and the fill of the United States Code and that such willful false statements and the fill of the United States Code and that such willful false statements and the fill of the United States Code and that such willful false statements and the fill of the United States Code and that such willful false statements and the fill of the United States Code and th	States of America, listed below and, insofar as the subject matter of each of the claims of this application of the claims of this application in the manner provided by the first persignable of Title 35, United States of America, listed below and, insofar as the subject matter of each of the claims of this application in the manner provided by the first persignable of Title 35, United States of the provided by the first persignable of Title 35, United States of the provided by the first persignable of the subject personal form and the national or PCT international filing date of this application. 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United States Code §112, I ack rimation which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which became ever of the prior application and the instructional or PCT international directions and the actional or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02D-bat/sat/sat/sat/sat/sat/sat/sat/sat/sat/s

(Page 2 of 2)



PTO/SB/21 (modified)

Approved for use through xx/xx/xx, OMB 0651-0031 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE U.S. Department of Commerce Application Number 09/663,296 Patent and Trademark Office Filing Date September 15, 2000 TRANSMITTAL FORM First Named Inventor Alexandre Marc Jacques Brouaux (to be used for all correspondence during pendency of Group Art Unit Number 2674 filed application) **Examiner Name** Unassigned Total Number of Pages in This Submission Attorney Docket Number 21685-06149 **ENCLOSURES** (check all that apply) Fee Transmittal Form (in duplicate) Issue Fee Transmittal Check No. 2532 in the Amount of \$130.00 Letter to Chief Draftsperson **Enclosed** Return Receipt Postcard Formal Drawing(s): Response to Notice to File Missing Parts [] Sheet(s) of Figure(s) [] Appeal Communication to Board of Appeals and Assignment & Recordation Cover Sheet Interferences Declaration Appeal Communication to Group Power of Attorney (Appeal Notice, Brief, Reply Brief) **Application Data Sheet** Information Disclosure Statement & PTO-1449 Certified Copy of Priority Document(s) Copies of IDS Cited References After Allowance Communication to Group Request for Corrected Filing Receipt Petition Under 37 CFR 1.181 to Withdraw Holding of Abandonment Request for Correction of Recorded Assignment Exhibit 1, Copy of Response to Notice to File Missing Parts of Application Amendment/Response: [] Page(s) Exhibit 2, Copy of Postcard for Response to Notice to File Missing Parts of Application After Final Exhibit 3, Copy of Patent Application Information Retrieval Print-Out for U.S. Patent Application No. 09/633,296 Status Request Exhibit 4, Copy of Notice of Abandonment Under 37 CFR 1.53(f) or (g) Revocation and Substitute Power of Attorney REMARKS: SIGNATURE OF ATTORNEY OR AGENT Signature: Rimma Budnitskaya, Registration No. 48,237 Dated: Attorney/Reg. No.: CERTIFICATE OF MAILING I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX DAC, Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is peing deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10 Signature: Typed or Printed Name: Rimma Budnitskaya Dated: Express Mail Mailing Number (optional):

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DEC 1 7 2002

PTO/SB/17 (10-01)(modified)
OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0002/PTO(modified U.S. Department or Commerce Patent and Trademark Office RADEMATTA

FEE TRANSMITTAL

TOTAL AMOUNT OF PAYMENT

Subtotal (1) + Subtotal (2) + Subtotal (3) = (\$)130.00

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Application Number	09/663,296	
Filing Date	September 15, 200	
First Named Inventor	Alexandre Marc Ja	RECEIVED
Group Art Unit	2674	MECEIVED
Examiner Name	Unassigned	DEC 1 7 2002
Attorney Docket Number	21685-06149	DEC 1 1 COOK

METHOD OF PAYMENT				FEE CA	LCULATION (continued)	OFFICE OF	PETITIONS
1. The Com	nmissioner is h	nereby authorized to:	3. ADDITIONAL	L FEES		GITIOE O	, =
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_ CF	Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account. †		1052/ \$50	2052/ \$25	Surcharge-late provisional filing	fee or cover sheet	
"		ica acposit account.	1812/ \$2,520	1812/ \$2,520	For filing a request for reexamin	ation	
	plicant claims smale 37 CFR 1.27	all entity status	1251/ \$110	2251/ \$55	Extension for response within fir	st month [†]	
			1252/\$400	2252/ \$200	Extension for response within se	econd month [†]	
	ount Number: 19	-2555 IWICK & WEST LLP	1253/ \$920	2253/ \$460	Extension for response within th	ird month [†]	
·			1254/ \$1,440	2254/ \$720	Extension for response within fo	urth month [†]	
A Duplicate C	copy of this auth	orization is attached	1255/ \$1,960	2255/\$980	Extension for response within fif	th month [†]	
	ayment Enclos ☑ Check ☐ C	sed: redit Card	1401/ \$320	2401/ \$160	Notice of Appeal		
FFF CA	LCULATION	(fees effective 10/01/2001)	1453/ \$1,280	2453/ \$640	Petition to revive unintentionally	abandoned	
1. FILING F	FEE				Application		
Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Fee Description Due	1501/ \$1,280	2501/ \$640	Utility Issue Fee (Or Reissue)		
1001/\$740	2001/\$370	Utility Filing	1502/ \$460	2502/ \$230	Design Issue Fee		
1002/\$330	2002/ \$165	Design Filing	1460/ \$130	1460/ \$130	Petitions to the Commissioner		130
4004/4740	0004/0070		1806/ \$180	1806/ \$180	Submission of Information Discle	sure Statement	
1004/ \$740	2004/ \$370	Reissue	1801/ \$740	2801/ \$370	Request for Continued Examina	tion (RCE)	
1005/ \$160	2005/ \$80	Provisional Filing	8021/ \$40	8021/ \$40	Recording each patent assignme (times number of properties)	ent per property	
2 CLAIMS	SUBTOTA	L (1) (\$) 0	1809/ \$740	2809/ \$370	Filing a submission after final rej (37 CFR 1.129(a))	ection	
2. CLAIMS							
Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Description	1810/ \$740	2810/ \$370	For each additional invention to (37 CFR 1.129(b))	be examined	
1202/\$18	2202/\$9	Claims in excess of 20		Other fee (specify):			
1201/\$84	2201/ \$42	Independent claims					
		in excess of 3		Other fee (specify):			
1203/ \$280	2202/ \$140	Multiple dependent claim			SUBTO	TAL (3) (\$)13	0
1204/ \$84	2204/ \$42	Reissue independent	(Col. 1)	(Col. 2)	(Col. 3)		Fac. 7
		claims over original patent	For No. of Existing	Highest Previo	usly Extra**	Fee	Fee Due
1205/\$18	2205/\$9	Reissue claims in excess of 20 and over original	TOTAL Claims	minus* 20 or 0	- x	┝──┤╻┞	
		patent	INDEP	minus* 3 or 0	x	=	
			[] First prese	ntation of multiple depend		= [
			* Subtract the are	ater number of Col. 2	SUR	ΓΟΤΑL (2) (\$)	<u> </u>
			•		2 is less than zero, then enter "0" i		
SUBMITTED	BY			= = = = = = = = = = = = = = = = = = = =	Complete (if application	able)	
Typed or Print	ted Name F	Rimma Budnitskaya			Reg. Number	48,237	
Signature			Buil		Date	12/10	102
	•	·				/	



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FILING DATE:

SEPTEMBER 15, 2000

FOR:

DYNAMIC GRAPHIC USER INTERFACE

ENCLOSURES(S):

Transmittal Form (1 pg); Fee Transmittal (1 pg); Letter in Response to Notice to File Missing Parts (2 pgs); Form 153 (1 pg); Declaration (2 pgs); Check in the Amount of,\$65; and

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